IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

WRIT PETITION NO : 17556 of 2004

Between:

K. Vinutha Reddy, W/o. Sateesh Reddy,
Sri Padamavathi Junior College for Girls,

Lakshmi Nagar, Saidabad Colony, Hyderabad.

..... PETITIONER

AND

The Commissioner of Intermediate Education, A.P. ,

Nampally, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a Writ, or order or direction, more particularly a writ of Mandamus, declaring the action of the respondent in not considering the proposals forwarded by the correspondent of Sri Padamavathi Junior College for Girls, Saidabad Colony, Hyderabad dated 03.02.2004 for arrears of salary payable to the petitioner, is illegal, arbitrary and unconstitutional, consequently direct the respondent to consider the proposal forwarded by the correspondent of the collelge dated 03.02.2004 for payment of arrears of salary to the petitioner.

Counsel for the Petitioner: MR.K.V.SUBBA REDDY

Counsel for the Respondent: G.P. FOR EDUCATION

The Court at the stage of admission made the following

ORDER:

The petitioner is working as a Junior Assistant in
Sri Padmavathi Junior College for Girls, Saidabad colony, Hyderabad. The petitioner contends that it is an aided college and as per the direction of this Court in W.P.No.26022 of 1999, he has to be paid Rs.1,81,579/- towards arrears of salary.
The petitioner further contends that the respondent paid only Rs.81,579/- and the balance amount of Rs.1,00,000/- remained unpaid. The petitioner submits that on 03-02-1994 the Management of the Junior College forwarded a letter to the respondent for realization of amount of Rs.1,00,000/- towards balance of arrears of the salary due to him.

The grievance of the petitioner is that the respondent did not pay any orders on the letter addressed by the College, in which he is working. He, therefore, approached this Court through this Writ Petition seeking a declaration that the action of the respondent in not considering the proposals forwarded by the correspondent of the respondent-College, dated
03-02-2004 for arrears of salary payable to him is illegal, arbitrary and unconstitutional and to direct the respondent to pass appropriate orders.

The petitioner contends that he has been working since 1990 and as per the orders

of the High Court, he is entitled to a time scale and according to the said order, he is entitled for the arrears of salary to a tune of Rs.1,81,579/-. As the respondent paid only Rs.81,579/-, he is entitled to get balance amount of Rs.1,00,000/-. He is relying on the letter of the Management of the Junior College regarding payment of arrears to him. Since the respondent did not pass any orders till now, I am inclined to issue a direction to the respondent to pass appropriate orders.

Having regard to the facts and circumstances of the case, the respondent is directed to pass appropriate orders on the letter of the correspondent of the respondent-Junior College, dated 03-02-2004, within four weeks, from the date of receipt of a copy of this Order.

The Writ Petition is accordingly disposed of. No costs.

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Dr.G.Yethirajulu, J

30th September, 2004

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To

1. The Commissioner of Intermediate Education, A.P. ,

Nampally, Hyderabad.

2. Two CCs to G.P. for Education, High Court Buildings, Hyderabad (OUT).

3. Two CD copies.